

STATE OF MICHIGAN
IN THE SUPREME COURT

MELISSA MAYS, MICHAEL ADAM
MAYS, JACQUELINE PEMBERTON,
KEITH JOHN PEMBERTON, ELNORA
CARTHAN, and RHONDA KELSO,

Supreme Court No. 157335

Court of Appeals No. 335555
Consolidated with Docket Nos.
335725 and 335726

Plaintiffs-Appellees,

Court of Claims No. 16-000017-MM

v

GOVERNOR RICK SNYDER, STATE OF
MICHIGAN, MICHIGAN DEPARTMENT
OF ENVIRONMENTAL QUALITY, and
MICHIGAN DEPARTMENT OF HEALTH
AND HUMAN SERVICES,

Defendants-Appellants.

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SUPPLEMENTAL AUTHORITY

Defendants-Appellants Governor Snyder, the State of Michigan, the Michigan Department of Environmental Quality, and the Michigan Department of Health and Human Services (State Defendants) submit the attached opinion from the case of *Carthan, et al v Snyder, et al*, No. 16-CV-10444 (ED Mich Oct 31, 2018), as supplemental authority. This opinion is relevant to the question of whether emergency managers in Flint acted on behalf of the City or of the State. After a detailed analysis, the court in *Carthan* concluded that the emergency managers acted only on behalf of the City, noting that it is “not a difficult question” considering the plain language of the Local Financial Stability and Choice Act, MCL 141.1451, *et seq.* (Opinion, pp 8–18.)

Respectfully submitted,

Aaron D. Lindstrom (P72916)
Solicitor General
Counsel of Record

B. Eric Restuccia (P49550)
Chief Legal Counsel

/s/ Nathan A. Gambill

Richard S. Kuhl (P42042)
Margaret A. Bettenhausen (P75046)
Nathan A. Gambill (P75506)
Zachary C. Larsen (P72189)
Assistant Attorneys General
Attorneys for Defendants-Petitioners
Gov. Rick Snyder, State of Michigan,
MDEQ, and MDHHS
Environment, Natural Resources, and
Agriculture Division
P.O. Box 30755
Lansing, MI 48909
(517) 373-7540
kuhlr@michigan.gov
bettenhausenm@michigan.gov
gambilln@michigan.gov
larsenz@michigan.gov

Eugene Driker (P12959)
Morley Witus (P30895)
Todd R. Mendel (P55447)
Special Assistant Attorneys General
for Governor Richard D. Snyder
Barris, Sott, Denn & Driker, PLLC
333 W. Fort Street, Suite 1200
Detroit, MI 48226
(313) 965-9725
edriker@bsdd.com
mwitus@bsdd.com
tmendel@bsdd.com

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